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February 14, 2005

The Honorable Public Utilities Commission  
of the State of Hawaii  
Kekuanao'o Building, First Floor  
465 South King Street  
Honolulu, Hawaii 96813

Re: *In the Matter of PUBLIC UTILITIES COMMISSION  
Instituting a Proceeding to Investigate the Issues and  
Requirements Raised by, and Contained in, Hawaii Revised  
Statutes 486H, as Amended, Docket No. 05-00002*

Party-Intervener Shell Oil Company's Written Comments  
to proposed Regulatory Schedule

To the Honorable Commissioners of the Public Utilities Commission of the State of Hawaii:

Pursuant to Commission Counsel's letter of February 7, 2005 enclosing the proposed Regulatory Schedule of the above-referenced docket ("Proceeding"), Party-Intervener Shell Oil Company ("Shell") hereby submits its comments regarding the proposed format and schedule of this Proceeding.

As a general matter, Shell first notes that the proposed format is not that of a contested case hearing, which impacts the ability of Shell to respond to positions that will be taken in the Commission's Consultant Report that is to be filed on April 15, 2005 with the Commission. Shell also notes that the proposed schedule does not presently provide an opportunity for the parties to submit formal written information requests to the Commission's Consultants on its Report that will be filed in this Proceeding. Further, while the proposed format does provide the parties to submit a written position statement, it does not offer the opportunity to submit any written rebuttal to the various position statements that are filed herein. Finally, Shell would respectfully note that the proposed schedule appears to be extremely compressed, and potentially deprives the Parties an adequate opportunity to properly prepare for this Proceeding.

PUBLIC UTILITIES  
COMMISSION

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Should the Commission be inclined to adopt a format substantially similar to the one proposed, and respecting the Commission's apparent wish to forgo formal discovery in this Proceeding, Shell would respectfully request that following items be integrated into the final format:

- A. That there be an amount of time of no less than 3 weeks from the time that the Consultant Report is filed till the date of the proposed technical meeting between the Consultant and the Parties.
- B. That the technical meeting of the parties is recorded in an acceptable manner for purposes of establishing a record, e.g., having a court reporter present.
- C. That the Parties have the opportunities so submit written rebuttal to any position statement filed by any party.
- D. In the alternative/addition, Shell is willing to meet with the other Parties and with the appropriate representatives of the Commission to work out a format and schedule that is acceptable to all Parties involved.

Shell respectfully submits that the above comments are just, reasonable, and necessary for the proper administration of these Proceedings.

Very truly yours,



CLIFFORD K. HIGA  
BRUCE NAKAMURA

for  
KOBAYASHI, SUGITA & GODA

cc: Kevin M. Katsura, Esq., Commission Counsel  
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